

# SENATE JOURNAL

## OF THE

# IDAHO LEGISLATURE

SECOND REGULAR SESSION  
SIXTY-THIRD LEGISLATURE

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FIFTY-EIGHTH LEGISLATIVE DAY  
TUESDAY, MARCH 8, 2016

Senate Chamber

President Pro Tempore Hill called the Senate to order at 10:30 a.m.

Roll call showed all members present except Senator Anthon, absent and formally excused by the Chair; and Senator Davis, absent and excused.

Prayer was offered by Father John Worster.

The Pledge of Allegiance was led by Nellie Christensen, Page.

The Senate advanced to the Third Order of Business.

### Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of March 7, 2016, was read and approved as corrected.

LODGE, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Winder, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

### Reports of Standing Committees

March 8, 2016

The JUDICIARY AND RULES Committee reports that [SCR 150](#), [S 1387](#), [S 1388](#), [S 1389](#), [S 1390](#), [S 1391](#), [S 1392](#), [S 1393](#), and [S 1394](#) have been correctly printed.

LODGE, Chairman

[SCR 150](#) was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

[S 1387](#) was referred to the Commerce and Human Resources Committee.

[S 1388](#) was referred to the Judiciary and Rules Committee.

[S 1389](#) was referred to the State Affairs Committee.

[S 1390](#), [S 1391](#), [S 1392](#), [S 1393](#), and [S 1394](#) were referred to the Finance Committee.

March 7, 2016

The EDUCATION Committee reports out [H 515](#), [HCR 44](#), [HCR 45](#), and [S 1376](#) with the recommendation that they do pass.

MORTIMER, Chairman

[H 515](#) and [S 1376](#) were filed for second reading.

[HCR 44](#) and [HCR 45](#) were referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

On request by Senator Winder, granted by unanimous consent, the Senate advanced to the Eighth Order of Business.

### Messages from the Governor

March 7, 2016

The Honorable Brad Little  
President of the Senate  
Idaho Legislature

Dear Mr. President:

I have the honor to inform you that L. Daniel Cravens of Blackfoot, Idaho, was appointed as a member of the Idaho Commission on Human Rights to serve a term commencing February 29, 2016, and expiring July 1, 2017.

This appointment was made subject to confirmation by the Senate. Notice of appointment is hereby given.

As Always - Idaho, *Esto Perpetua*  
/s/ C.L. "Butch" Otter  
Governor

The correspondence was ordered filed in the office of the Secretary of the Senate.

The Gubernatorial appointment was referred to the State Affairs Committee.

The Senate advanced to the Ninth Order of Business.

### Messages from the House

March 7, 2016

Dear Mr. President:

I transmit herewith [HCR 50](#), [H 556](#), [H 533](#), [H 521](#), [H 538](#), [HCR 48](#), [H 477](#), as amended, [H 443](#), as amended, [H 406](#), as amended, [H 513](#), as amended, [H 558](#), [H 542](#), [H 540](#), [H 541](#), [H 531](#), and [HCR 49](#), which have passed the House.

TAYLOR, Acting Chief Clerk

[HCR 50](#), [H 556](#), [H 533](#), [H 521](#), [H 538](#), [HCR 48](#), [H 477](#), as amended, [H 443](#), as amended, [H 406](#), as amended, [H 513](#), as amended, [H 558](#), [H 542](#), [H 540](#), [H 541](#), [H 531](#), and [HCR 49](#) were filed for first reading.

March 7, 2016

Dear Mr. President:

I return herewith [S 1218](#), [S 1314](#), [S 1268](#), [S 1232](#), [S 1267](#), [S 1290](#), and [S 1339](#), which have passed the House.

TAYLOR, Acting Chief Clerk

[S 1218](#), [S 1314](#), [S 1268](#), [S 1232](#), [S 1267](#), [S 1290](#), and [S 1339](#) were referred to the Judiciary and Rules Committee for enrolling.

March 4, 2016

Dear Mr. President:

I transmit herewith Enrolled [HCR 36](#) for the signature of the President.

TAYLOR, Acting Chief Clerk

The President Pro Tempore signed Enrolled [HCR 36](#) and ordered it returned to the House.

The Senate advanced to the Tenth Order of Business.

#### **Motions and Resolutions**

Senator Davis was recorded present at this order of business.

The President Pro Tempore announced that [HCR 29](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Winder, seconded by Senator Stennett, [HCR 29](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President Pro Tempore announced that [HCR 39](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Nonini, seconded by Senator Jordan, [HCR 39](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President Pro Tempore announced that [HCR 40](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Nonini, seconded by Senator Jordan, [HCR 40](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President Pro Tempore announced that [HCR 28](#), as amended, was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Winder, seconded by Senator Burgoyne, [HCR 28](#), as amended, was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The President Pro Tempore announced that [HCR 47](#) was before the Senate for final consideration, the question being, "Shall the resolution be adopted?"

On motion by Senator Buckner-Webb, seconded by Senator Lakey, [HCR 47](#) was adopted by voice vote, title was approved, and the resolution ordered returned to the House.

The Senate advanced to the Eleventh Order of Business.

#### **Introduction, First Reading, and Reference of Bills, House Petitions, Resolutions, and Memorials**

[HCR 50](#), by Education Committee, was introduced, read at length, and referred to the Education Committee.

[H 556](#), by Judiciary, Rules, and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 533](#), by Health and Welfare Committee, was introduced, read the first time at length, and referred to the Health and Welfare Committee.

[H 521](#), by Judiciary, Rules, and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 538](#), by Commerce and Human Resources Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[HCR 48](#), by Commerce and Human Resources Committee, was introduced, read at length, and referred to the Commerce and Human Resources Committee.

[H 477](#), as amended, by Education Committee, was introduced, read the first time at length, and referred to the Education Committee.

[H 443](#), as amended, and [H 406](#), as amended, by Local Government Committee, were introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 513](#), as amended, by State Affairs Committee, was introduced, read the first time at length, and referred to the Transportation Committee.

[H 558](#), by Judiciary, Rules, and Administration Committee, was introduced, read the first time at length, and referred to the Judiciary and Rules Committee.

[H 542](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the State Affairs Committee.

[H 540](#), by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Local Government and Taxation Committee.

[H 541](#), by Revenue and Taxation Committee, was introduced, read the first time at length, and referred to the Commerce and Human Resources Committee.

[H 531](#), by State Affairs Committee, was introduced, read the first time at length, and referred to the Agricultural Affairs Committee.

[HCR 49](#), by State Affairs Committee, was introduced, read at length, and referred to the Agricultural Affairs Committee.

The Senate advanced to the Twelfth Order of Business.

#### **Second Reading of Bills**

[H 546](#), [H 547](#), [H 548](#), [H 549](#), [H 550](#), [H 551](#), and [H 552](#), by Appropriations Committee, were read the second time at length and filed for third reading.

[S 1379](#), [S 1380](#), and [S 1381](#), by Finance Committee, were read the second time at length and filed for third reading.

[H 495](#), by Judiciary, Rules, and Administration Committee, was read the second time at length and filed for third reading.

[S 1343](#), by Judiciary and Rules Committee, was read the second time at length and filed for third reading.

[S 1350](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[H 350](#), [H 378](#), and [H 509](#), by Resources and Conservation Committee, were read the second time at length and filed for third reading.

[H 528](#), by State Affairs Committee, was read the second time at length and filed for third reading.

[S 1373](#), [S 1383](#), and [S 1328](#), as amended, by Judiciary and Rules Committee, were read the second time at length and filed for third reading.

[S 1332](#), as amended, by Education Committee, was read the second time at length and filed for third reading.

[S 1347](#), as amended, by State Affairs Committee, was read the second time at length and filed for third reading.

The Senate advanced to the Thirteenth Order of Business.

### Third Reading of Bills

[S 1354](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Buckner-Webb arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, McKenzie, Nonini, Nuxoll, Patrick, Rice, Schmidt, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 31.

NAYS—Martin, Mortimer, Siddoway. Total - 3.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [S 1354](#) passed, title was approved, and the bill ordered transmitted to the House.

[S 1302](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [S 1302](#) passed, title was approved, and the bill ordered transmitted to the House.

[H 357](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nonini arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt,

Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [H 357](#) passed, title was approved, and the bill ordered returned to the House.

[H 386](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President Pro Tempore declared [H 386](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Fifth Order of Business.

### Petitions, Resolutions, and Memorials

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate recessed in recognition of Idaho's military families at 12 noon until the hour of 4 p.m. of this day.

### RECESS AFTERNOON SESSION

The Senate reconvened at 4 p.m., President Little assumed the Chair.

Roll call showed all members present except Senator Anthon, absent and formally excused by the Chair; and Senators Bair, Brackett, Den Hartog, Johnson, Rice, and Siddoway, absent and excused.

Prior to recess the Senate was at the Fifth Order of Business, Petitions, Resolutions, and Memorials.

March 8, 2016

The JUDICIARY AND RULES Committee reports that [S 1218](#), [S 1314](#), [S 1268](#), [S 1232](#), [S 1267](#), [S 1290](#), and [S 1339](#) have been correctly enrolled.

LODGE, Chairman

The President signed Enrolled [S 1218](#), [S 1314](#), [S 1268](#), [S 1232](#), [S 1267](#), [S 1290](#), and [S 1339](#) and ordered them transmitted to the House for the signature of the Speaker.

March 8, 2016

The AGRICULTURAL AFFAIRS Committee reports out [H 469](#) and [H 524](#) with the recommendation that they do pass.

RICE, Chairman

[H 469](#) and [H 524](#) were filed for second reading.

March 8, 2016

The STATE AFFAIRS Committee reports out [H 356](#), as amended, with the recommendation that it do pass.

MCKENZIE, Chairman

[H 356](#), as amended, was filed for second reading.

March 8, 2016

The FINANCE Committee reports out [S 1390](#), [S 1391](#), [S 1392](#), [S 1393](#), and [S 1394](#) with the recommendation that they do pass.

KEOUGH, Chairman

[S 1390](#), [S 1391](#), [S 1392](#), [S 1393](#), and [S 1394](#) were filed for second reading.

Senator Brackett was recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fourteenth Order of Business.

Senator Bair was recorded present at this order of business.

### General Calendar

The President declared the Senate resolved into the Committee of the Whole and called Senator Winder to the Chair to preside during the sitting of the Committee of the Whole.

Following the adjournment of the Committee of the Whole, the President called the Senate to order.

### Report of the Committee of the Whole

Senator Winder, Chairman of the Committee of the Whole, reported out [S 1303](#), [S 1315](#), and [H 452](#), without recommendation, amended as follows:

#### SENATE AMENDMENT TO S 1303

##### AMENDMENT TO SECTION 1

On page 3 of the printed bill, in line 30, following "custodian to disclose" insert: "to the designated recipient".

On page 4, delete lines 4 through 7, and insert:

"(2) This chapter does not give a fiduciary or designated recipient any new or expanded rights other than those held by the user for whom, or for whose estate, the fiduciary or designated recipient acts or represents.

(3) A fiduciary's or designated recipient's access to digital assets may be modified or elimi-".

On page 8, in line 9, following "fiduciary's" insert: "or designated recipient's"; and delete line 14, and insert:

"(c) In the case of a fiduciary, is limited by the scope of the fiduciary's duties; and".

On page 9, in line 3, delete "15-14-114" and insert: "15-14-115".

#### SENATE AMENDMENT TO S 1315

##### AMENDMENT TO SECTION 1

On page 4 of the printed bill, following line 2, insert:

"(15) On or after the tenth day, as provided in subsection (11) of this section, if the property is reasonably determined by the purchaser to be unoccupied, the purchaser may:

(a) Dispose of any titled personal property remaining on the premises in the manner described by applicable law; and  
(b) Remove any nontitled personal property from the premises and place it in suitable storage. The purchaser may dispose of the nontitled personal property only after providing ninety (90) days' written notice as follows:

(i) First class mail to the last known address of the last known occupant of the property; and

(ii) Posting a notice in a conspicuous place on the premises that such nontitled personal property may be disposed of following such ninety (90) day period, and providing a name, address and phone number to contact regarding further information as to the location and disposition of such nontitled personal property; and

(iii) The notice shall generally describe the nontitled personal property that was left on the premises and that the purchaser intends to dispose of the property and the anticipated method of disposition.

(c) If the owner of the nontitled personal property fails to claim the nontitled personal property within ninety (90) days of the date that written notice was provided under paragraph (b) of this subsection, then any and all of his rights in said property shall extinguish, and the purchaser shall have no further liability regarding said property or to any potential claimants of said property."

### SENATE AMENDMENT TO H 452

#### AMENDMENT TO SECTION 1

On page 4 of the printed bill, following line 18, insert:

"(29) "Public education entity" means community colleges, public school districts, public charter schools and the Idaho digital learning academy."; in line 19, delete "(29)" and insert: "(30)"; in line 22, delete "(30)" and insert: "(301)"; in line 26, delete "(31)" and insert: "(312)"; in line 29, delete "(32)" and insert: "(323)"; delete lines 31 through 35, and insert:

"(334) "State educational agency" means the following state agencies and educational institutions supervised by the Idaho state board of education:

(a) Boise state university;

(b) Idaho state university;

(c) University of Idaho;

(d) Lewis-Clark state college;

(e) Eastern Idaho technical college;

(f) Idaho public television;

(g) The division of vocational rehabilitation;

(h) The division of career technical education;

(i) The office of the state board of education; and

(j) The department of education.";

in line 36, delete "(34)" and insert: "(35)"; in line 46, delete "(345)" and insert: "(346)"; and in line 49, delete "(356)" and insert: "(357)".

### AMENDMENT TO THE BILL

On page 5, delete lines 1 through 40, and insert:

"SECTION 2. That Section 67-5333A, Idaho Code, be, and the same is hereby amended to read as follows:

67-5333A. SICK LEAVE TRANSFERRED – ~~COMMUNITY COLLEGES — STATE EMPLOYMENT PUBLIC EDUCATION ENTITY AND STATE EDUCATIONAL AGENCY. Notwithstanding any other provision of law to the contrary, any~~ Any employee who has accrued sick leave while

~~in the employment of one (1) of Idaho's community colleges and who, on or after January 1, 2012, is transferred to or otherwise becomes an eligible employee of a state of Idaho educational agency immediately following termination of employment with a community college public education entity shall be credited by the state of Idaho with the amount of any unused sick leave previously accrued and unused, up to a maximum of ninety (90) days, upon commencement of state educational agency employment. Any employee who becomes an eligible employee of a public education entity immediately following termination of state educational agency employment shall be credited by the public education entity with the amount of sick leave accrued upon commencement of public education entity employment. After such transfer, the use of sick leave shall be governed by the laws and rules and policies applicable to state employees and any applicable policies of the state educational agency or public education entity thereafter employing such employee.~~

SECTION 3. That Section 33-1217, Idaho Code, be, and the same is hereby amended to read as follows:

~~33-1217. ACCUMULATION—OF ACCRUED UNUSED SICK LEAVE – TRANSFER – SICK LEAVE WHEN DISTRICTS DIVIDE OR CONSOLIDATE. Unused sick leave shall be accumulated accrue from year to year as long as an employee remains continuously in the service of the same school district, including charter districts, to ninety (90) days accumulation of leave. Termination of employment in any district shall terminate sick leave rights, both current and accumulated accrued, except when such employee is employed by another district or another a public education entity or by a state educational agency, as such terms are defined in section 67-5302, Idaho Code, during the school year immediately following the year of termination or within three (3) school years immediately following the year of termination if termination of employment is due to a reduction in force; and the accumulated accrued sick leave up to a maximum of ninety (90) days shall be secured for, and credited to, the employee by the district public education entity or state educational agency thereafter employing such employee. Any employee employed by a school district who was employed by a state educational agency employee or public education entity employee who obtains employment with a school district during the current or prior subsequent school year following termination shall be credited any unused sick leave accumulated accrued during state employment up to a maximum of ninety (90) days. Whenever new school districts are formed by the consolidation or by the division of existing districts, the accumulated accrued sick leave of school district employees who continue in service in the new district or districts created by such consolidation or division shall have such accumulated accrued sick leave secured for and credited to them in such newly created district or districts."~~

#### CORRECTION TO TITLE

On page 1, in line 3, delete "A TERM" and insert: "TERMS"; in line 5, following "FOR" insert: "CERTAIN"; and in line 6, delete "OF A STATE EDUCATIONAL AGENCY".

The Committee also has [S 1357](#) under consideration, reports progress, and begs leave to sit again.

WINDER, Chairman

On motion by Senator Winder, seconded by Senator Burgoyne, the report was adopted by voice vote.

[S 1303](#), as amended, and [S 1315](#), as amended, were referred to the Judiciary and Rules Committee for engrossing and the

amendments thereto were referred to the Judiciary and Rules Committee for printing.

[H 452](#), as amended in the Senate, was filed for first reading as amended, and the amendments thereto were referred to the Judiciary and Rules Committee for printing.

Senators Den Hartog, Johnson, Siddoway, and Rice were recorded present at this order of business.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Thirteenth Order of Business.

#### Third Reading of Bills

[H 405](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Lee arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 405](#) passed, title was approved, and the bill ordered returned to the House.

[H 373](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schmidt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 373](#) passed, title was approved, and the bill ordered returned to the House.

[H 432](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Nonini arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin,

McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 432](#) passed, title was approved, and the bill ordered returned to the House.

[H 374](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Schmidt arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 374](#) passed, title was approved, and the bill ordered returned to the House.

[H 375](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hagedorn arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 375](#) passed, title was approved, and the bill ordered returned to the House.

[H 431](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Guthrie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nuxoll, Patrick, Rice, Siddoway, Thayn, Vick, Winder. Total - 23.

NAYS—Buckner-Webb, Burgoyne, Johnson, Jordan, Keough, Lacey, Nonini, Schmidt, Souza, Stennett, Ward-Engelking. Total - 11.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 431](#) passed, title was approved, and the bill ordered returned to the House.

[H 377](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Martin arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 377](#) passed, title was approved, and the bill ordered returned to the House.

[H 474](#) was read the third time at length, section by section, and placed before the Senate for final consideration. Senator McKenzie arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES—Bair, Bayer, Brackett, Buckner-Webb, Burgoyne, Davis, Den Hartog, Guthrie, Hagedorn, Harris, Heider, Hill, Johnson, Jordan, Keough, Lacey, Lakey, Lee, Lodge, Martin, McKenzie, Mortimer, Nonini, Nuxoll, Patrick, Rice, Schmidt, Siddoway, Souza, Stennett, Thayn, Vick, Ward-Engelking, Winder. Total - 34.

NAYS—None.

Absent and excused—Anthon. Total - 1.

Total - 35.

Whereupon the President declared [H 474](#) passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, all Senate bills were placed at the head of the third reading calendar, followed by Senate Finance bills, followed by House bills amended in the Senate, followed by House bills, followed by House Appropriations bills.

On request by Senator Davis, granted by unanimous consent, the Senate returned to the Sixth Order of Business.

### Reports of Standing Committees

March 8, 2016

The JUDICIARY AND RULES Committee reports that Senate amendments to [S 1303](#), [S 1315](#), and [H 452](#) have been correctly printed.

LODGE, Chairman

The report was ordered filed in the office of the Secretary of the Senate.

March 8, 2016

The JUDICIARY AND RULES Committee reports that [S 1303](#), as amended, and [S 1315](#), as amended, have been correctly engrossed.

LODGE, Chairman

[S 1303](#), as amended, and [S 1315](#), as amended, were filed for first reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

**Introduction, First Reading, and Reference of Bills,  
House Petitions, Resolutions, and Memorials**

[H 452](#), as amended in the Senate, by Education Committee, was read the first time at length and filed for second reading.

[S 1303](#), as amended, by Judiciary and Rules Committee, was read the first time at length and filed for second reading.

[S 1315](#), as amended, by Commerce and Human Resources Committee, was read the first time at length and filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

**Miscellaneous Business**

On motion by Senator Davis, seconded by Senator Stennett, by voice vote, the Senate adjourned at 5:55 p.m. until the hour of 10:30 a.m., Wednesday, March 9, 2016.

BRAD LITTLE, President

Attest: JENNIFER NOVAK, Secretary